

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

NEW YORK LIFE INSURANCE COMPANY

INTERPLEADER PLAINTIFF

VS.

CIVIL ACTION NO. 3:05cv216 HTW-JCS

**DANNY GLENN HOLMES and
ERIN KELLER BARBEE, Individually and
AS ADMINISTRATRIX OF THE ESTATE
OF MATTHEW RENÉ BARBEE**

INTERPLEADER DEFENDANTS

AGREED FINAL JUDGMENT OF DISMISSAL WITH PREJUDICE

This cause came before the Court upon the joint, agreed motion of all parties for a full and final judgment of dismissal, with prejudice, of all claims herein. The parties have informed the Court that they have settled all disputes among them. Having considered the premises, the Court finds that this case should be dismissed. It is therefore ORDERED AND ADJUDGED that all claims in this case, including the claims set forth in the initial complaint and any and all counterclaims and cross-claims, are DISMISSED WITH PREJUDICE. All parties are to bear their own costs and expenses.

This the 17 day of April, 2006.


United States Magistrate Judge

AGREED:

s/William F. Ray
Attorney for plaintiff New York Life

s/Patrick McAllister

Attorney for Erin Barbee and the
Estate of Matthew Rene' Barbee

s/Mark Pearson

Attorney for Danny Glenn Holmes